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IN THE UNITED STATES PATENT AND TRADEMARK OFFICEIn re the Application of: **CHARI**Application No: **09/671,995**Group Art Unit: **1642**Filed: **September 29, 2000**Examiner: **S. Rawlings, Ph.D.**For: **Compositions and Methods for Treating Cancer Using
Immunoconjugates and Chemotherapeutic Agents**Docket No: **104322.198 US1**Assistant Commissioner of Patents
Washington, DC 20231

#14
(C)
2-17-02

**Supplemental Response to Restriction Requirement
As Requested By Examiner**

This Response is submitted in reply to a telephone conference with Examiner Rawlings on 13 February 2002. In that telephone conference, Examiner Rawlings requested an election of species. Applicants respectfully submit that the election of species requirement is improper as it would not cause an undue burden for the Examiner to search the entire scope of the claims. However, Applicants hereby elect, with traverse, paclitaxel as the chemotherapeutic agent, humanized monoclonal antibody N901 as the cell-binding agent, and maytansinoid as the anti-mitotic agent. In a telephone conference with Examiner Rawlings on 14 February 2002, Examiner Rawlings agreed that this election would allow for the examination of the claims.

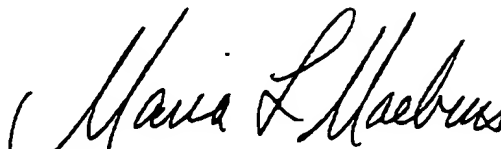
Claims 1-7, 10-20, 28-30, 40, 41, 44, 45, 48-58, 66, 67, 70-80, and 88-89 read on the elected species. Within the elected Group II, claims 40, 41, 44, 45, 48-58, 66, 67, 70-80, and 88-89 read on the elected species.

As noted in the Response to Third Restriction Requirement, Applicants elected Group II, claims 40, 41, and 44-89, drawn to a composition and kit, with traverse. Pursuant to MPEP 821.04, Applicant respectfully requests rejoinder of Group I, claims 1-32, with elected Group II. Applicant respectfully submits that a search for the claims in Group II will necessarily encompass a search for the claims in Group I, and will not place an undue burden on the Examiner.

Applicants respectfully request examination of the application.

Requested Supplemental Response to Restriction Requirement
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Respectfully submitted,

A handwritten signature in cursive script, reading "Maria L. Maebius".

Maria L. Maebius
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Date: February 14, 2002

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Re: U.S. Patent Application No. 09/671,995 filed September 29, 2000
Title: Compositions and Methods for Treating Cancer Using
Immunoconjugates and Chemotherapeutic Agents
Inventor: Chari
Examiner: S. Rawlings, Ph.D - Group Art Unit: 1642
Attorney Docket No.: 104322.198

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As Requested by Examiner

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